THE HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION No. 25174 of 2005

DATED: 25.11.2005

Between:

Medicherla Suryarao and another.

... PETITIONERS

AND

The Agent to Government/District Collector, Khammam District and others.

... RESPONDENTS

ORDER:

The petitioners state that they have been granted ryotwari pattas in respect of the land admeasuring about Acs.6.00 in Survey Nos.53/3a and 53/3b of Ramanujapuram Village, Charla Mandal, Khammam District. Their grievance is that though their pattas were granted way back in the year 1986, without issuing any notice to them, the then Mandal Revenue Officer has granted 'D' Form pattas in favour of respondents 4 and 5, in respect of the above said land, in the year 1990. They contend that on coming to know the same, they made representations to the 3rd respondent and he, in turn, addressed a letter, dated 20.10.2005, to the 2nd respondent, for cancellation of the pattas, after due verification. The petitioners also state that they have filed O.S.No.195 of 2005 before the learned Special Assistant Agent & Sub-Divisional Magistrate (Mobile Court), Bhadrachalam, to protect their possession. They contend that the pattas granted in favour of respondents 4 and 5 are illegal and that they are liable to be set aside.

Heard the learned counsel for the petitioners and the learned Government Pleader for Social Welfare.

The grievance of the petitioner is about the 'D' Form pattas granted in favour of respondents 4 and 5, way back in the year 1990. A perusal of the letter, dated 20.10.2005, addressed by the 3rd respondent to the 2nd respondent, discloses that he verified the record and initiated proceedings for cancellation of the pattas granted in favour of respondents 4 and 5. The 2nd respondent, in turn, has to take necessary steps, in accordance with law. The petitioners can supplement these proceedings either by filing a separate appeal or by getting them impleaded in the proceedings, if any, already initiated. This Court does not find any basis to entertain the Writ Petition at this stage, particularly when the petitioners have already invoked the jurisdiction of the civil Court.

For the foregoing reasons, the Writ Petition is disposed of, leaving it open to the petitioners to pursue their remedies before the 2nd respondent. There shall be no order as to costs.

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25.11.2005

Jsu